

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

15280-3711US

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/807,556

INTERNATIONAL APPLICATION NO.
PCT/US99/25737INTERNATIONAL FILING DATE
1 November 1999PRIORITY DATE CLAIMED
2 November 1998

**TITLE OF INVENTION SELECTIVE TOXICITY OF AMINO-TERMINAL MODIFIED RNASE A
SUPERFAMILY POLYPEPTIDES**

APPLICANT(S) FOR DO/EO/US RYBAK, Susanna, M.; NEWTON, Dianne, L.

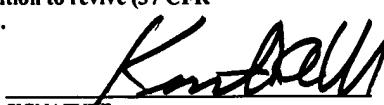
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 36 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 37(c)(2))
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (2 counterpart declarations)
10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **SECOND** preliminary amendment.
14. A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. A substitute specification.
16. A change of power of attorney and/or address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825.
18. A second copy of the published international application under 36 U.S.C.
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information:

copy of Notification of Missing Requirements
Communication under 37 C.F.R. 1.821-1.825

| | | | | |
|--|---|--|-----------|----|
| I/S Application no. (if known, see 37 CFR 1.5) 09/807,556 | INTERNATIONAL APPLICATION NO. PCT/US99/25737 | ATTORNEY'S DOCKET NUMBER 15280-3711US | | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | CALCULATIONS PTO USE ONLY | | |
| BASIC NATIONAL FEE (37 CFR 1.492(A) (1) – (5)): | | | | |
| Neither international preliminary examination fee (37 CFR 1.492) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO\$1000.00 | | | | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO but International Search report prepared by the EPO of JPO\$860.00 | | | | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO\$710.00 | | | | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)\$690.00 | | | | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)(4)\$100.00 | | | | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | \$ | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | \$130.00 | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ |
| Total claims | - 20 = | | x \$18.00 | \$ |
| Independent claims | - 3 = | | x \$80.00 | \$ |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + 270.00 | \$ |
| TOTAL OF ABOVE CALCULATIONS = | | \$130.00 | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½. | | + | \$ | |
| SUBTOTAL = | | \$130.00 | | |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFT 1.492(f)). | | \$ | | |
| TOTAL NATIONAL FEE = | | \$130.00 | | |
| Fee for recording the enclosed assignment (37 CFR 1.2(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | + | \$ | |
| TOTAL FEES ENCLOSED = | | \$130.00 | | |
| | | Amount to be refunded: | \$ | |
| | | charged: | \$ | |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. | | | | |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>20-1430</u> in the amount of <u>\$130.00</u> to cover the above fees. | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>20-1430</u> . A duplicate copy of this sheet is enclosed. | | | | |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status. | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | |
| Kenneth A. Weber Townsend and Townsend and Crew LLP Two Embarcadero Center, 8th Floor San Francisco, CA 94111 | | | | |
|  Kenneth A. Weber NAME | | | | |
| <u>31,667</u> REGISTRATION NUMBER | | | | |



UNITED STATES PATENT AND TRADEMARK OFFICE

015280-371100US

KAWeber

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

| U.S. APPLICATION NO. | | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|----------------------|--|-----------------------|------------------|
| 09/807556 | | RYBAK | S 15280-371 1U |

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INTERNATIONAL APPLICATION NO.

PCT/US99/25737

I.A. FILING DATE PRIORITY DATE

01 NOV 99 02 NOV 98

DATE MAILED:

08 MAY 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EC/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494) an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee. Indication of Small Entity Status.
 Copy of the international application. Translation of the international application into English.
 Oath or Declaration of inventor(s). Translation of Article 19 amendments into English.
 Copy of Article 19 amendments. Other:
 Priority Document.
 The International Preliminary Examination Report in English and its Annexes, if any.
 Translation of Annexes to the International Preliminary Examination Report into English.

2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- U.S. Basic National Fee. Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.

51803d PCT/PTO 30 JUL 2001

EXPRESS MAIL NO.: EL827153259US

DATE OF DEPOSIT: July 30, 2001

Attorney Docket No.: 15280-3711US

Enclosures:

Petition for Extension of Time under 37 CFR 1.136(a)
Form PTO 1390
Declaration and Power of Attorney
copy of Notification of Missing Requirements